

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOSEPH KOURY,

Plaintff,

v.

XCELLENCE, INC., d/b/a XACT,

Defendant.

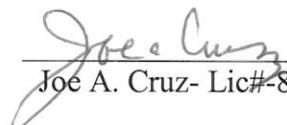
X
:
:
: Index No: 08-CV-5409(SAS)
:
: **ECF CASE**
:
: **AFFIDAVIT OF SERVICE**
:
:
:
:
X

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

Joe A. Cruz, being duly sworn, says:

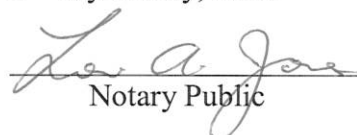
I am not a party to this action, am over 18 years old and reside in Bronx County, New York. On July 2, 2008, I served a true copy of the attached **DEFENDANT'S NOTICE OF MOTION TO DISMISS, DEFENDANT'S MEMORANDUM IN SUPPORT OF ITS MOTION TO DISMISS** and **AFFIDAVIT OF MICHAEL A. KALISH IN SUPPORT OF MOTION TO DISMISS** by personally serving same upon counsel indicated below:

Seth T. Taube, Esq.
Baker Botts LLP
30 Rockefeller Plaza
New York, New York 10112-4498



Joe A. Cruz- Lic#-860267

Sworn to before this
3rd day of July, 2008



Notary Public

NY:2718217v2

LORI A. JONES
Notary Public, State of New York
No.01JO5074840
Qualified in Kings County
Commission Expires March 24, 2011